GOVERNOR AND EXECUTIVE COUNCIL MINUTES

State House, Concord, New Hampshire March 13, 2019 10:00 a.m.

The Governor and Executive Council convened at 10:00 a.m. with Councilors Cryans, Volinsky, Prescott and Gatsas present in person, and Councilor Pignatelli was present via telephone.

Today's pre-meeting ceremonial items included:

- Governor Sununu offered a prayer and led the Pledge of Allegiance.
- Performance:
 - The Epping High School Jazz Band performed under the direction of Sean Meagher, the Director of Bands for the Epping School District.
- Proclamation/Commendation(s):
 - Proclaiming March as Music in our Schools Month and Youth Arts Month, joined by local students and members of the Arts Council.
 - Commendations recognizing teachers who received the Excellence in Arts Education Award:
 - District 1: Shannon Bartlett, Principal, Ashland Elementary School and Community Partnerships; Dance
 - District 2: Michael Place, Concord; statewide Media Arts
 - District 3: Eric Moore, Portsmouth HS, Visual Arts Teacher; Visual Arts
 - District 4: Elizabeth Lent, Coe-Brown, Northwood; Theatre
 - District 5: Kirsten Morhing, Nottingham West Elementary; Hudson Music

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The Governor and Executive Council on motion of Councilor Cryans, seconded by Councilor Prescott voted to approve the minutes of February 20, 2019 meeting **as amended** to correct the following confirmation:

Public Water Access Advisory Board - RSA 233-A:2

(Hunting)

Scott Biron, Bradford Effective: February 20, 2019
Succeeding: **Ronald Sowa, Manchester** Term: October 27, **2019**

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The Governor and Executive Council, on motion of Councilor Gatsas, seconded by Councilor Prescott, approved the appointment of several persons nominated for Civil Commissions from the February 20, 2019 meeting.

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The Governor placed into nomination the several persons who applied for Civil Commissions.

CONFIRMATIONS

The Governor and Council confirmed the following:

Adult Parole Board - RSA 651-A:3

Roger B. Phillips, Concord Effective: March 13, 2019 Succeeding: Katherine J. Phinney, Barrington (resigned) Term: September 16, 2020

Advisory Council on Unemployment Compensation - RSA 282-A:128

(Employers)

Connie M. Roy-Czyzowski, Manchester Effective: March 13, 2019
Reappointment Term: March 26, 2022

Board of Barbering, Cosmetology, and Esthetics - RSA 313-A

(Owner of Registered Tanning Facility)

Dana M. Pierce, Concord Effective: March 13, 2019

Succeeding: Christine M. Infantine, Manchester (no longer in the industry)

Term: February 9, 2020

Board of Foresters - RSA 310-A:100

(Public Member)

Colleen M. O'Neill, Cornish Effective: March 13, 2019
Succeeding: Charles W. Thompson, Wilmont Term: August 22, 2023

Cannon Mountain Advisory Commission - RSA 12-A:29-b

Terry W. Penner, Carroll Effective: March 13, 2019
Succeeding: Charles W. Chandler, Warren Term: January 1, 2021

Cannon Mountain Advisory Commission - RSA 12-A:29-b

Frank A. MacConnell, Newport Effective: March 13, 2019
Succeeding: Richard McLeod, Franconia Term: January 1, 2021

Deputy Attorney General - RSA 21-M:3

Jane E. Young, Auburn

Reappointment

Effective: March 13, 2019

Term: March 31, 2023

Salary: LG JJ, \$131,357.20

Director, Division of the Arts, DNCR - RSA 12-A:3

Virginia Lupi, Suncook Effective: March 13, 2019
Reappointment Term: March 11, 2023

Salary: LG DD, \$80,090.92

Director of the Division of Water, DES - RSA 21-O

Thomas E. O'Donovan, Bow Effective: March 13, 2019 Succeeding: Eugene J. Forbes, Concord (resigned) Term: May 23, 2022

Salary: LG HH, \$112,255.52

Enhanced 911 Commission - RSA 106-H (Representing the Disabled Community)

Sandra L. Teti, Rochester Effective: March 13, 2019
Reappointment Term: February 22, 2021

Family Mediator Certification Board - RSA 328-C:4

(Nom. by the NH Conflict Resolution Assoc.)

Francis F. Lane, Newfields Effective: March 13, 2019
Succeeding: Candace F. Dochstader, Hollis Term: November 4, 2021

New England Board of Higher Education - RSA 200-A

(Private College)

Michele D. Perkins, Henniker Effective: March 13, 2019
Reappointment Term: February 16, 2022

New England Board of Higher Education - RSA 200-A

(Private Citizen)

Andrew R. Peterson, Peterborough
Reappointment
Effective: March 13, 2019
Term: May 18, 2021

New Hampshire Real Estate Commission - RSA 331-A:5

(Attorney)

Steven F. Hyde, Dover

Succeeding: John G. Cronin, Manchester Term: September 15, 2023

Speech-Language Pathology Governing Board - RSA 328-F:4

(Licensed SPL)

Cassandra M. Chapman, Manchester Effective: March 13, 2019
Reappointment Term: March 4, 2022

Effective: March 13, 2019

NOMINATIONS

The following nominations were submitted:

Board of Medicine - RSA 329

(Public Member)

Linda M. Tatarczuch, Durham

Succeeding: Gail A. Barba, Concord

Effective: Upon Confirmation
Term: February 7, 2022

Commissioner, Department of Safety - RSA 21-P

Robert L. Quinn, Seabrook Effective: April 1, 2019 Succeeding: John J. Barthelmes, Hopkinton Term: March 31, 2023

Salary: LG LL, \$139,007.96

Assistant Commissioner, Department of Safety - RSA 21-P

Perry E. Plummer, Dover Effective: Upon Confirmation

Succeeding: Robert L. Quinn, Seabrook Term: March 31, 2023

Salary: LG JJ, \$131,357.20

Assistant Commissioner, Department of Safety - RSA 21-P

Richard C. Bailey, Bow Effective: Upon Confirmation Reappointment Term: March 31, 2023

Salary: LG JJ, \$131,357.20

Compensation Appeals Board - RSA 281-A:42-a

(Attorney)

Richard A. Mitchell, Candia Effective: Upon Confirmation Reappointment Term: February 13, 2022

Compensation Appeals Board - RSA 281-A:42-a

(Attorney)

S. David Siff, Concord Effective: Upon Confirmation
Reappointment Term: January 1, 2022

Compensation Appeals Board - RSA 281-A:42-a

(Attorney)

William J. Schubert, Manchester Effective: Upon Confirmation Reappointment Term: February 15, 2022

Compensation Appeals Board - RSA 281-A:42-a

(Labor)

James D. Casey, DoverEffective: Upon ConfirmationReappointmentTerm: February 9, 2022

Connecticut River Valley Flood Control Commission - RSA 484

Robert G. Kline, Plainfield Effective: Upon Confirmation

Reappointment Term: May 1, 2022

Fish and Game Commission - RSA 206:2

(Belknap County)

Marc M. H. Lachance, i, Gilmanton Effective: Upon Confirmation

Succeeding: Ernest Millette, Belmont (resigned) Term: June 29, 2021

Higher Education Commission - RSA 21-N:8-a

(On recommendation from N.H. College and University Council)

(Representing Colby Sawyer College) Susan D. Stuebner, New London

Effective: Upon Confirmation

Succeeding: Melinda D. Treadwell, Keene Term: June 30, 2023

New Motor Vehicle Arbitration Board - RSA 357-D

(Rep. Consumers)

Curtis N. Duclos, Goffstown Effective: Upon Confirmation

Reappointment Term: March 25, 2022

Merrimack River Valley Flood Control Commission - RSA 484

George M. Bald, Somersworth Effective: Upon Confirmation

Reappointment Term: March 1, 2022

Mechanical Licensing Board - RSA 153:27-a

(Certified Heating Equipment Installer/Service Person)

Robert W. Roy, Hudson

Effective: Upon Confirmation Succeeding: Stephen M. Labbe, Hooksett Term: October 2, 2021

Occupational Therapy Governing Board - RSA 328-F:4

(Certified Occupational Therapy Assistant)

Nicole L. Quartulli, Danbury Effective: Upon Confirmation

Reappointment Term: March 4, 2022

Public Water Access Advisory Board - RSA 233-A:2

(Public Member)

Gary L. Clark, Merrimack Effective: Upon Confirmation

Term: October 27, 2021 Reappointment

Site Evaluation Committee - RSA 162-H:4-b

Lisa R. Noe, Laconia Effective: Upon Confirmation

Vacancy Term: March 27, 2023

State Committee on Aging - RSA 161-F

(Grafton County)

Roberta J. Berner, West Lebanon Effective: Upon Confirmation

Succeeding: Candice Cole-McCrea, Milton Term: June 24, 2021

CONSENT CALENDAR AGENDA

The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Cryans acted as follows:

#1 MOP 150, I, B (1): Expenditure Approvals

STATE TREASURY

#A. Authorized to enter Linda Desmond into an educational tuition agreement with College for America at Southern NH University, Manchester, to participate in Modules in Business Management with a Concentration in Public Administration, including: Explore State and Local Government; Contribute to Society; Use Math to Solve Problems, during the period of April 1, 2019 through September 30, 2019, and to pay said costs in the amount of \$1,500. 100% General (Employee Training) Funds.

DEPARTMENT OF ENVIRONMENTAL SERVICES

#B. Authorized to enter Luis Adorno into an educational tuition agreement with New England College, Henniker, NH, to participate in Org. Comm, Negotiations & Conflict Resolution and Relationship Selling Strategies during the period of March 18, 2019 to May 5, 2019, and to pay costs in the amount of \$4,760. **100% DWSRF Management Fees.**

#2 MOP 150, I, B (2): Approval of Acceptances

DEPARTMENT OF HEALTH AND HUMAN SERVICES

New Hampshire Hospital

#A. Authorized to accept donations from October 1, 2018 through December 31, 2018 from contributors, in the amount of \$2,273.67 and deposit into the NH Hospital Trust Fund.

#3 MOP 150, I, B (3): Reports and Findings - NONE

#4 MOP 150, I, B (4): Nominations, Confirmations and Appointments

THE ADJUTANT GENERALS DEPARTMENT

#A. Authorized the confirmation of Major Heath D. Huffman, Bedford, NH, for appointment to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#B. Authorized the confirmation of Captain Aaron C. McCarthy, Portsmouth, NH, for promotion to the rank of Major, NH Air National Guard.

THE ADJUTANT GENERALS DEPARTMENT

#C. Authorized the nomination of Captain William J. White Jr, Goffstown, NH, for promotion to the rank of Major, NH Army National Guard. This officer meets all prerequisites for this grade, having been found to be physically, mentally, and professionally qualified.

DEPARTMENT OF JUSTICE

#D. Authorized to appoint Dianne H. Martin as an Assistant Attorney General at a salary level of \$108,981.87. Effective upon G&C approval or March 29, 2019, whichever is the latter, through June 14, 2021.

DEPARTMENT OF JUSTICE

#E. Authorized to reappoint David Rotman to serve on the NH Victim's Assistance Commission. Effective March 17, 2019 through March 17, 2022.

DEPARTMENT OF JUSTICE

#F. Authorized to appoint Heather A. Cherniske as an Assistant Attorney General at a salary level of \$75,500. Effective upon G&C approval or March 15, 2019, whichever is the latter.

DEPARTMENT OF JUSTICE

#G. Authorized to appoint Nicholas Chong Yen as an Assistant Attorney General at a salary level of \$64,500. Effective upon G&C approval or March 15, 2019, whichever is the latter, through October 31, 2022.

DEPARTMENT OF JUSTICE

- #H. Authorized to appoint Heather D. Neville as an Assistant Attorney General at a salary level of \$77,685.30. Effective upon G&C approval or March 15, 2019, whichever is the latter, through September 20, 2020.
- **MOP 150, I, B (5): Other Items** NONE

REGULAR AGENDA

DEPARTMENT OF HEALTH AND HUMAN SERVICES

Bureau of Human Resource Management

The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott, authorized to finalize the determination made by the Commissioner that on December 5, 2018 a Registered Nurse II at the NH Hospital sustained an injury in the line of duty due to a hostile or overt act, or an act caused by another during the performance of duties which are considered dangerous in nature. Effective upon G&C approval.

Office of Medicaid Services

#7 The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky, authorized to continue an increase in hourly rate by 30% for recruitment and retention purposes for the Pharmaceutical Service Specialist classification, position #12433 from March 15, 2019 through March 14, 2021. Effective upon G&C approval. 50% Federal, 50% General Funds.

Division of Public Health Services

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Prescott acted as follows:

- #8 Authorized to **retroactively** exercise a renewal option and amend an existing agreement with ICF Macro Inc., Fairfax, VA (originally approved by G&C on 12-21-16, item #22), to plan, organize, test, and implement the annual Behavioral Risk Factor Surveillance System survey questionnaire, by increasing the price by \$705,075 from \$662,512 to an amount not to exceed \$1,367,587 and by extending the completion date from December 31, 2018 to December 31, 2020. **96.64% Federal, 2.19% General, 1.17% Other Funds.**
- #9 Authorized to enter into an agreement with the University of NH, Durham, NH, for the provision of training and technical assistance to community-based organizations and medical providers on harm reduction strategies in an amount not to exceed \$143,875. Effective upon G&C approval through August 31, 2019. **100% Federal Funds.**
- #10 Authorized to enter into a **sole source** agreement with the University of NH, Durham, NH, to provide bioinformatics services at the NH Public Health Laboratories, in an amount not to exceed \$85,490. Effective upon G&C approval through July 31, 2019. **100% Federal Funds.**

- #11 Authorized to enter into a memorandum of understanding with the NH Department of Justice, Office of the Chief Medical Examiner, to improve surveillance systems to monitor the incidence, trends, and characteristics of Sudden Unexpected Infant Death and Sudden Death in the Young, in the amount of \$118,330. Effective **retroactive** to September 30, 2018 through September 29, 2023. **100% Federal Funds.**
- #12 Authorized to enter into an agreement with JSI Research & Training Institute Inc., d/b/a Community Health Institute, Bow, NH, to provide professional support services to the Department's Oral Health Program in order to implement activities funded through federal grants, including access to preventive and reparative dental treatment for individuals in the statewide community-based and school-based oral health programs; conducting dental screenings, fluoride treatment and referrals for treatment in substance abuse treatment settings; as well as workforce development activities, in an amount not to exceed \$2,605,345. Effective upon G&C approval through August 31, 2021. 74.37% Federal, 25.63% General Funds.
- #13 Authorized to enter into an agreement with JSI Research & Training d/b/a Community Health Institute, Bow, NH, to develop and execute a plan to validate Healthcare-Associated Infections data reported by hospitals and ambulatory surgery centers, in an amount not to exceed \$89,988. Effective upon G&C approval through June 30, 2020. 100% Federal Funds.
- Authorized to amend an existing contract with Community Action Program Belknap-Merrimack Counties Inc., Concord, NH (originally approved by G&C on 6-21-17, item #49), for the provisions of a Commodity Supplemental Food Program and a Senior Farmers' Market Nutrition Program statewide, by decreasing the price by \$170,707 from \$1,680,610 to \$1,509,903 with no change in the completion date of September 30, 2021. **100% Federal Funds.**

Division of Client Services

#14A The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Prescott, authorized the Division of Client Services to exercise a renewal option with University of Massachusetts Medical School, Shrewsbury, MA (originally approved by G&C on 10-26-16, item #11), for the provision of Disability Determination services, by increasing the price by \$302,640 from \$778,250 to an amount not to exceed \$1,080,890, and by extending the completion date from June 30, 2019 to June 30, 2020. **75% Federal, 25% General Funds.**

Division for Behavioral Health

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- Authorized to exercise a **retroactive** renewal option to a **sole source** agreement with Friends of Recovery, NH d/b/a Hope for NH Recovery, Manchester, NH (originally approved by G&C on 3-7-18, item #16B), to continue the provision of Peer Recovery Support Services, by extending the completion date from February 28, 2019 to June 30, 2019, with no change to the price of \$600,000.
- Authorized the Bureau of Drug and Alcohol Services to amend an existing agreement with the Prevention of Certification Board of NH, Bow, NH (originally approved by G&C on 10-7-15, item #20A), relative to the provision of the Prevention Specialist Mentorship Program, by decreasing the funding for State Fiscal Year 2019 by \$7,693, thereby reducing the overall price \$88,000 to \$80,307. Effective upon G&C approval through June 30, 2019. (2)Further authorized to exercise a renewal option with the Prevention Certification Board of NH, Bow, NH (originally approved by G&C on 10-7-15, item #20A), relative to the provision of the Prevention Specialist Mentorship Program, by increasing the price from \$80,307 to \$92,307 and extending the completion date from June 30, 2019 to June 30, 2020. **85.10% Federal, 13% Other, 1.90% General Funds.**

Division of Long Term Supports and Services

#17 **TABLED** - The Governor and Council on motion of Councilor Cryans, seconded by Councilor Volinsky, voted to **table** the request to enter into a **sole source** amendment and exercise a renewal option to an existing agreement with Navigant Consulting Inc., Chicago, IL (originally approved by G&C on 5-17-17, item #12B), to assess, analyze and explore alternatives to the current service delivery model for long term supports and services and make recommendations to guide the transition to a future service delivery model for the Bureau of Elderly and Adult Services, by increasing the price by \$550,000 from \$204,300 to \$754,300, and by extending the completion date from June 30, 2019 to June 30, 2020. **86.46% Federal, 13.54% General Funds.**

Division of Economic & Housing Stability

#18 The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Cryans, authorized to accept and expend the Emergency Solutions Grants Program funds under Subtitle B of Title IV of the McKinney-Vento Homeless Assistance Act in the amount of \$39,610. Effective upon G&C approval through June 30, 2019.

DEPARTMENT OF TRANSPORTATION

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- #19 Authorized the Bureau of Right of Way to transfer a 6,160 +/- square foot parcel of State-owned property located in the Town of Londonderry, situated between the north side of Roundstone Drive and the south side of Old Pettingill Road to Hazelton Pettingill LLC. This transaction is in exchange for the transfer of an 11,828 +/- square foot parcel of land from Hazelton Pettingill LLC to the Department of Transportation to be used as an Access Road. (2)Further authorized to waive the Administrative Fee of \$1,100. Effective upon G&C approval. No Cost Transaction.
- #20 Authorized the Division of Operations to transfer \$4,646,400 from the Highway Surplus Account to fund winter maintenance activities. Effective upon G&C approval through June 30, 2019. **100% Highway Funds.** Contingent upon Fiscal Committee approval on March 8, 2019.
- #21 Authorized the Bureau of Turnpikes to transfer funds in the amount of \$135,000 in State Fiscal Year 2019. Effective upon G&C approval through June 30, 2019. **100% Turnpike Funds. Contingent upon Fiscal Committee approval on March 8, 2019.**
- #22 Authorized the Bureau of Right of Way to pay property owners \$262,324.40 as documented in the Contemplated Awards List for amounts greater than \$5,000 for the period extending from January 30, 2019 through February 5, 2019.
- #23 Authorized to accept and place on file the Bureau of Planning & Community Assistance Annual State Bridge Aid status report.
- #24 Authorized the Bureau of Right of Way to pay a tenant \$39,995 as documented in the Contemplated Damage Awards List, for amounts greater than \$5,000 for the period extending from January 23-29, 2019.
- #25 Authorized the Bureau of Right of Way to pay an owner \$90,000 as documented in the Contemplated Damage Awards List for amounts greater than \$5,000 for the period extending from February 14-19, 2019.
- #26 Authorized the Bureau of Right of Way to pay a tenant \$71,200 as documented in the Contemplated Damage Awards list, for amounts greater than \$5,000 for the period extending from February 6-13, 2019.
- #27 Authorized the Bureau of Bridge Design to enter into an agreement with Jacobs Engineering Group Inc., Bedford, NH, for the preliminary design, public involvement process and associated environmental & cultural services for rehabilitation or replacement of the existing bridge carrying NH Route 12 over NH Railroad (abandoned) in the Town of Troy, for a total amount not to exceed \$220,314.45. Effective upon G&C approval through June 30, 2021. **100% Federal Funds.**
- #28 Authorized the Bureau of Bridge Design to enter into an Interstate Bridge Agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with bridge preservation work on the Ledyard Bridge (NH Br. No. 026/059) carrying NH Route 10A (Wheelock Street) over the Connecticut River between Hanover, NH and Norwich, VT. Effective upon G&C approval, and continuing through engineering design, construction, and final acceptance of the completed project, in accordance with the Department's 10-year Transportation Improvement Plan. **Project costs will be shared 69% NH, 31% VT.**
- #29 Authorized the Bureau of Traffic to enter into a contract with NH Logos LLC, Concord, NH, for the management of the Department's Specific Service (logo) sign program. Effective April 1, 2019 through March 30, 2029, with the option of up to two, five-year renewals. No State Funding.

- #30 Authorized the Bureau of Planning & Community Assistance to amend an existing contract with the Rockingham Planning Commission, Exeter, NH (originally approved by G&C on 6-21-17, item #64), to undertake certain transportation related planning activities, by increasing the amount by \$23,818.50 from \$1,104,154.20 to \$1,127,972.70. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**
- #31 Authorized the Bureau of Transportation Systems Management and Operations to enter into an agreement with Vanasse Hangen Brustlin Inc., Bedford, NH, for on-call engineering and support services for Intelligent Transportation Systems initiatives statewide, for an amount not to exceed \$750,000. Effective upon G&C approval through March 31, 2022.
- #32 Authorized the Bureau of Bridge Design to enter into a Cooperative Agreement with the State of Maine to allow the Department to reimburse Maine for its estimated share of \$28,714,157 for costs associated with bridge preservation construction on the Piscataqua River Bridge (NH Br. Nos. 257/127 and 258/128) carrying I-95 over the Piscataqua River between Portsmouth, NH, and Kittery, ME. Effective upon G&C approval through December 31, 2022, and continuing through engineering design, construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10 Year Transportation Improvement Plan. 100% Turnpike Funds.
- #33 Authorized the Bureau of Construction to enter into a contract with SPS New England Inc., Salisbury, MA, for the design-build replacement of the Bunker Creek Bridge over US Route 4 in Durham, on the basis of best value, lump sum bid of \$7,100,000. (2)Further authorized a contingency in the amount of \$355,000 for payment of latent conditions which may appear during the construction of the project. (3)Further authorized \$70,000 for stipend payments to the unsuccessful bidders, Severino Trucking Company Inc., and CPM Contractors Inc., (\$35,000 each). Effective upon G&C approval through October 2, 2020. **100% Federal Funds.**
- Authorized the Bureau of Aeronautics to amend a grant to provide additional funding to the Nashua Airport Authority, NH (originally approved by G&C on 12-7-16, item #25), to conduct airport pavement maintenance, rehabilitation and marking of Taxiway H and associated public-access taxilanes and aprons (south end of the airport) at Boire Field, Nashua, NH, by increasing the total Federal and State shares from \$1,562,750 to \$1,632,352.23, which equates to an increase of \$69,602.23 or 95% of the grant amendment amount. Effective upon G&C approval through April 30, 2019. **95% Federal, 5% General Funds.**
- Authorized the Bureau of Bridge Design to enter into an agreement with Jacobs Engineering Group Inc., Bedford, NH, for the preliminary design, public involvement process and associated environmental & cultural services for rehabilitation or replacement of the existing bridge carrying NH Route 12 over South Branch Ashuelot River in the Town of Troy, for an amount not to exceed \$227,878.59. Effective upon G&C approval through June 30, 2021. **100% Other Funds (SB 367 Funds).**
- #35A Authorized the Bureau of Bridge Design to enter into an Interstate Bridge Agreement with the State of Vermont to allow the Department to bill Vermont for costs associated with bridge preservation work on the bridge (NH Br. No. 058/043) carrying Church Street over the Connecticut River and New England Central Railroad between Walpole, NH and Rockingham, VT. Effective upon G&C approval and continuing through engineering design, construction, inspection, and final acceptance of the completed project, in accordance with the Department's 10-Year Transportation Improvement Plan under Statewide BRDG-HIB-M&P Program. Funds 74% NH, 26% VT.

COMMUNITY DEVELOPMENT FINANCE AUTHORITY

#36 The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Cryans, authorized, under the Community Development Block Grant program, to award a grant to the Town of Wolfeboro, NH, in the amount of \$12,000 to support a feasibility study for the property situated at 23 Bay Street. Effective March 13, 2019 through June 30, 2020. **100% Federal Funds.**

STATE TREASURY

#37 The Governor and Council on motion of Councilor Cryans, seconded by Councilor Prescott, authorized to accept and place on file the quarterly report of the NH State Treasury for the period ended September 30, 2018 and December 31, 2018.

THE ADJUTANT GENERALS DEPARTMENT

The Governor and Council on motion of Councilor Cryans, seconded by Councilor Prescott acted as follows:

- #38 Authorized to execute a **sole source** amendment to a previously competitively solicited contract with Harriman Associates Inc., Auburn, ME (originally approved by G&C on 6-10-15, item #42), for Professional Mechanical, Electrical and Plumbing Engineering Services, by increasing the amount by \$150,000 from \$250,000 to an amount not to exceed \$400,000. Effective upon G&C approval through June 30, 2019.
- #39 Authorized to execute a **sole source** amendment to a previously competitively solicited contract with Dubois & King Inc., South Burlington, VT (originally approved by G&C on 6-10-15, item #43), for Professional Mechanical, Electrical and Plumbing Engineering Services, by increasing the amount by \$150,000 from \$250,000 to an amount not to exceed \$400,000. Effective upon G&C approval through June 30, 2019.

DEPARTMENT OF AGRICULTURE, MARKETS & FOOD

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Prescott acted as follows:

- 440 Authorized the State Conservation Committee to enter into a grant with Rockingham County Conservation District, in the amount of \$11,075 for *TNC Grassland and Pollinator Habitat Enhancement Project*, in the Town of Newmarket. Effective upon G&C approval through April 30, 2021. **100% Other Funds.**
- Authorized the State Conservation Committee to enter into a grant with Southeast Land Trust of NH, in the amount of \$18,000 for *Kinney Hill Farm*, in the Town of South Hampton. Effective upon G&C approval through April 30, 2021. **100% Other Funds.**
- 442 Authorized the State Conservation Committee to enter into a grant with Southeast Land Trust of NH, in the amount of \$20,000 for *Scruton's Dairy Farm*, in the Town of Farmington. Effective upon G&C approval through April 30, 2021. **100% Other Funds.**
- #43 Authorized the State Conservation Committee to enter into a grant agreement with Upper Valley Land Trust, in the amount of \$17,850 for *Rocky Hill Farm Meadows*, in the Town of Haverhill. Effective upon G&C approval through December 1, 2020. **100% Other Funds.**
- Authorized the State Conservation Committee to enter into a grant with Rockingham County Conservation District, in the amount of \$13,543 for *Odiorne Point State Park Restoration 2019*, *Fields 6&12*, in the Town of Rye. Effective upon G&C approval through April 30, 2021. **100% Other Funds.**
- #45 NOT USED

NEW HAMPSHIRE EMPLOYMENT SECURITY

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Volinsky, authorized to enter into a contract with USI Insurance Services LLC, to purchase commercial property and general liability coverage, in an amount not to exceed \$61,131. Effective April 1, 2019 through March 31, 2020. **100% Federal Funds.**

OFFICE OF CONSUMER ADVOCATE

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Volinsky acted as follows:

- #47 Authorized to enter into a contract with Strategen Consulting LLC, Berkeley, CA, to provide expert services to support the participation of the office of the Consumer Advocate in two rates cases to be filed by electric utilities (Public Service Company of NH d/b/a Eversource Energy and Granite State Electric Company d/b/a Liberty Utilities) at the Public Utilities Commission in April 2019, plus additional cases as time and budget allow for an amount not to exceed \$100,000. Effective upon G&C approval through June 30, 2020. **100% Public Utility Assessment.**
- #48 Authorized to enter into a contract with Bion C. Ostrander, Topeka, KS, to provide expert services to support the participation of the office of the Consumer Advocate in an upcoming major electric utility rate case (to be filed in April by Granite State Electric Company d/b/a Liberty Utilities) at the Public Utilities Commission, plus additional cases as time and budget allow for an amount not to exceed \$36,334. Effective upon G&C approval through June 30, 2020. **100% Public Utility Assessment.**
- 449 Authorized to enter into a contract with Larkin & Associates PLLC, Livonia, MI, to provide expert services to support the participation of the office of the Consumer Advocate in an upcoming major electric utility rate case (to be filed in April by Public Service Company of NH d/b/a Eversource Energy) at the Public Utilities Commission, plus additional cases as time and budget allow for an amount not to exceed \$68,000. Effective upon G&C approval through June 30, 2020. **100% Public Utility Assessment.**
- 450 Authorized to continue membership and participation in the National Association of State Utility Consumer Advocates, for an amount of \$4,000. Effective **retroactive** to January 1, 2019 through December 31, 2019. **100% Other Funds (Utilities Assessments).**

DEPARTMENT OF BUSINESS AND ECONOMIC AFFAIRS

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- Authorized the Office of Workforce Opportunity to enter into a contract with the National Safety Council Northern New England, Concord, NH, for the delivery of training to meet the federal Mine Safety and Health Administration safety training requirements in NH, in the amount of \$240,000. Effective **retroactive** to October 1, 2018 through September 30, 2022. **100% Federal Funds.**
- #51A Authorized the Division of Economic Development to accept and expend grant funds in the amount of \$25,000 awarded by the NH Office of Strategic Initiatives to study the policy and economic impact of the electric vehicle industry in NH. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**

DEPARTMENT OF NATURAL AND CULTURAL RESOURCES

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- #52 Authorized to accept and place on file the report of transfers of funds for the quarter ending December 31, 2018.
- #53 Authorized the Division of Arts to award a Public Value Partnership Grant in the amount of \$13,000 to NH Film Expo, Portsmouth, NH, to strengthen the capacity for affordable diverse arts programs to NH residents and visitors. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**
- Authorized the Division of Historical Resources to enter into a contract with Vermont Exterior Painting, St. Johnsbury, VT, to perform painting on the Contoocook Covered Railroad Bridge in Contoocook, NH, in the amount of \$37,060. Effective upon G&C approval through June 30, 2019. **100% Agency Income.**
- 455 Authorized the Division of Parks and Recreation, Cannon Mountain Ski Area to enter into a **soles source** contract with Leo Alger's NH Electric Motors Inc., Laconia, NH, to provide upgrades to the motor drives in both the Peabody Express Quad and Eagle Cliff Triple Chairlifts, in the amount of \$74,235. Effective upon G&C approval through June 30, 2019. **100% Cannon Mountain Capital Improvement Funds.**

- #56 Authorized the Division of Parks and Recreation to enter into a **sole source** contract with the Student Conservation Association Inc., Charlestown, NH, to provide interpretive and conservation services at various State Parks, in the amount of \$504,000. Effective upon G&C approval through June 30, 2021. **100% Agency Income.**
- #57 Authorized the Division of Parks and Recreation to renew a **retroactive** membership with the National Association of State Park Directors, Raleigh, NC, in the amount of \$3,000 for the 2019 Season. Effective November 1, 2018 through October 31, 2019. **100% Agency Income.**
- #58 Authorized the Division of Parks and Recreation to enter into a contract with Century Bank and Trust Company, Medford, MA, for lockbox services for the Seacoast Parking Enforcement Program, in the amount of \$13,108.08. Effective upon G&C approval through March 31, 2021, with the option to renew for an additional two year period. **100% Agency Income.**
- 459 Authorized the Division of Parks and Recreation to enter into a **retroactive** contract with Durham School Services LP, Thornton, NH, for the transport of international groups to and from Cannon Mountain Ski Area for daily skiing, in the amount of \$21,252. Effective January 1, 2019 through April 30, 2019. **100% Agency Income.**

DEPARTMENT OF ENVIRONMENTAL SERVICES

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- Authorized to enter into an agreement with the University of NH, Durham, NH, to support the Piscataqua Region Monitoring Collaborative project, in the amount of \$70,893. Effective upon G&C approval through June 30, 2020. 21% Federal, 79% Clean Water State Revolving Funds.
- #61 Authorized to enter into an agreement with P&H Senesac Inc., Milton, VT, for digester cleaning and sludge dewatering, in the amount of \$69,000. Effective upon G&C approval through May 31, 2019. **100% WRBP Funds.**
- #62 Authorized to enter into an agreement with Pescinski Painting LLC, Hill, NH, for industrial painting services to recoat the interior of an anaerobic digester cover, in the amount of \$39,900. Effective upon G&C approval through June 30, 2019. **100% WRBP Funds.**
- Authorized to **retroactively** amend a **sole source** contract with Process Energy Services LLC (PES), Londonderry, NH (originally approved by G&C on 11-18-16, item #65), to better serve wastewater treatment facilities by extending the PES's ability to perform additional energy audits, by increasing the amount by \$35,557 to \$309,187 from \$273,630, and by extending the completion date to May 31, 2019 from December 31, 2018. **100% Federal Funds.**
- #64 Authorized to award a Brownfields Cleanup Grant to the City of Manchester in the amount of \$200,000 to perform environmental site remediation work. Effective upon G&C approval through December 31, 2020. **100% Brownfields Repayment Funds.**
- #65 Authorized to enter into grant agreements with the Town of Hampton, City of Portsmouth, and Town of Wolfeboro, totaling \$9,639 to fund Household Hazardous Waste collection projects. Effective upon G&C approval through June 30, 2019. **100% Hazardous Waste Funds.**
- Authorized to award a grant to the Southeast Land Trust of NH, Exeter, NH, in the amount of \$271,787 to purchase 162.7 acres of land and acquire a conservation easement on 129.6 acres of land all in the Town of Epping to protect drinking water supply. Effective upon G&C approval through December 31, 2020. **100% Drinking Water/Groundwater Trust Fund.**
- #67 Authorized to award an Aquatic Resource Mitigation Fund grant to the Southeast Land Trust of NH, Exeter, NH, in the amount of \$122,130 for the purpose of conserving a 33.79-acre parcel of land in Fremont. Effective upon G&C approval through February 28, 2020. **100% ARM Funds.**

- #68 Authorized to award an Aquatic Resource Mitigation Fund grant to the Southeast Land Trust of NH, Exeter, NH, in the amount of \$158,000 for the purpose of conserving a 129-acre parcel of land in Epping. Effective upon G&C approval through February 28, 2021. **100% ARM Funds.**
- #69 Authorized to award a Local Source Water Protection grant to the Lake Winnipesaukee Association in the amount of \$16,000 to complete a project to protect a public drinking water system. Effective upon G&C approval through May 31, 2020. **100% Federal Funds.**
- #70 Authorized to award an Asset Management grant to the Hooksett Village Water Precinct, Hooksett, NH, in the amount of \$20,000 to improve public water system management. Effective upon G&C approval through May 31, 2020. **100% Federal Funds.**
- #71 Authorized to award an Asset Management grant to the Town of Whitefield, NH, in the amount of \$20,000 to improve public water system management. Effective upon G&C approval through May 31, 2020. **100% Federal Funds.**
- #72 Authorized to award a grant to the University of NH, Durham, NH, in the amount not to exceed \$1,000,000 for water system improvements. Effective upon G&C approval through September 30, 2021. **100% Drinking Water and Groundwater Trust Fund.**
- #73 Authorized to award a grant to the Town of Goffstown, NH, in the amount not to exceed \$157,500 for water system improvements. Effective upon G&C approval through June 1, 2020. **100% Drinking Water and Groundwater Trust Fund.**
- #74 Authorized to award a Local Source Water Protection grant to the Lakes Region Planning Commission, in the amount of \$14,000 to complete a project to protect public drinking water systems. Effective upon G&C approval through May 31, 2020. **100% Federal Funds.**
- #75 Authorized to award a grant to the Southeast Land Trust of NH, Exeter, NH, in the amount of \$410,000 to purchase 160 acres of land and acquire conservation easements on 155 acres of land all in the Town of Farmington to protect drinking water supply. Effective upon G&C approval through December 31, 2020. **100% Drinking Water/Groundwater Trust Fund.**
- #76 Authorized to award a grant to the Acorn Terrace Cooperative Inc., Rochester, NH, in the amount not to exceed \$527,000 for water system improvements. Effective upon G&C approval through July 1, 2020. **100% Drinking Water and Groundwater Trust Fund.**
- #77 Authorized to enter into grant agreements with the entities as detailed in letter dated February 11, 2019, totaling \$590,657 for partial funding of a locomotive engine rebuild and diesel bus replacements. Effective upon G&C approval through September 30, 2019. **57% Federal, 43% VW Settlement Funds.**
- #78 Authorized the Town of Newbury's request to perform work on Sunapee Lake in Newbury.
- #79 Authorized Daniel W. Ayer Revocable Trust's request to perform work on Cocheco River in Dover.

DEPARTMENT OF EDUCATION

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Gatsas acted as follows:

- #80 Authorized to hold the Tri State Child Nutrition Conference at Hampshire Hospitality Holdings LLC d/b/a Mill Falls at the Lake, Meredith, NH, on April 30, 2019 and May 1, 2019 for a total meeting cost not to exceed \$7,500. Effective upon G&C approval through May 1, 2019. **100% Federal Funds.**
- #81 Authorized to pay the Council of State Administrators of Vocational Rehabilitation membership dues in the amount of \$10,984.47. Effective upon G&C approval through June 30, 2020. **100% Federal Funds.**
- #82 NOT USED

DEPARTMENT OF SAFETY

The Governor and Council on motion of Councilor Prescott, seconded by Councilor Volinsky acted as follows:

- Authorized the Division of Fire Standards and Training and Emergency Medical Services to **retroactively** pay an invoice in the amount of \$1,089.95 to New England Backflow Inc., Auburn, NH, for the emergency repair of a back flow device at the Fire Academy. Effective upon G&C approval. **100% Revolving Funds.**
- #84 Authorized the Division of Homeland Security and Emergency Management to enter into a grant agreement with the Town of Lisbon to purchase and install Emergency Operations Center equipment for a total amount of \$76,000. Effective upon G&C approval through September 30, 2020. **100% Federal Funds.**
- Authorized the Division of Fire Standards and Training and Emergency Medical Services to amend the **sole source** contract with KFT Fire Trainer LLC, Montvale, NJ (originally approved by G&C on 10-31-18, item #80), for repair services on the T-2000 Live Fire Trainer, in the amount of \$6,013.20. Effective upon G&C approval through June 30, 2021. **100% Revolving Funds-Fire and EMS Fund.**
- #85A Authorized the Division of State Police to transfer among accounts within State Police Enforcement, Traffic Bureau, and Detective Bureau, in the amount of \$2,050,000 for anticipated shortages in salary and benefits for the remainder of SFY 2019. Effective upon G&C approval through June 30, 2019. **100% General Funds.** Fiscal Committee approved.

DEPARTMENT OF JUSTICE

The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Prescott acted as follows:

- #86 Authorized to reappoint Ellen O'Shea to serve on the NH Victims' Assistance Commission. Effective April 20, 2019 to April 20, 2022.
- #87 Authorized to reappoint Jennifer Schirmer to serve on the NH Victims' Assistance Commission. Effective April 20, 2019 to April 20, 2022.
- 488 Authorized to conduct a two-day advanced specialty conference entitled "2019 Partnering for a Future Without Violence Conference" to be held September 4-5, 2019 at the DoubleTree by Hilton, Manchester, NH, at a cost not to exceed \$75,250. (2)Further authorized to accept and expend \$37,000 from the Department of Justice Grant Funds and \$38,250 in registration fees for a total of \$75,250 to cover the cost of the conference. Effective upon G&C approval through September 30, 2019. 51% Agency Income, 49% Federal Funds. (3)Further authorized to enter into a sole source agreement with JPA III Management Company Inc., d/b/a DoubleTree by Hilton, Manchester, NH, for the purpose of providing necessary conference facilities and services for the two-day conference, in an amount not to exceed \$57,420. Effective upon G&C approval through September 30, 2019. 67% Agency Income, 33% Federal Funds.
- #89 Authorized to enter into a **sole source** contract with Dr. Kristen Landi, Bronx, NY as a substitute medical examiner, for a total not to exceed \$10,000, to aid the Office of the Chief Medical Examiner for the period of March 18-22, 2019. Effective upon G&C approval through April 30, 2019. **100% General Funds.**
- #90 **TABLED** The Governor and Council on motion of Councilor Gatsas, seconded by Councilor Volinsky, and with Councilor Prescott voting **no**, **tabled** consideration of whether the petition of Alain T. Ata (age 34) requesting a pardon hearing for the offenses of Burglary, Conspiracy to Commit Burglary and two counts of Receiving Stolen Property should be granted. The petitioner is not eligible for an annulment until April 2, 2023.
- #91 Authorized to enter into a subgrant with the NH Coalition Against Domestic and Sexual Violence, Concord, NH, in an amount not to exceed \$340,165, from the Federal Fiscal Year 2018 US Department of Justice, Violence Against Women, Sexual Assault Services Program Grant, for the purpose of providing services to victims of domestic and sexual violence. Effective **retroactive** to January 1, 2019 through June 30, 2020. **100% Federal Funds.**

- #92 Authorized to enter into subgrants with the Manchester Community Health Center and YWCA New Hampshire, in the amount totaling \$742,073, from the Federal Fiscal Year 2018 US Office of Justice Programs, Office for Victims of Crime Project Grant for the purposes of providing services to children and youth who are impacted by the opioid crisis. Effective upon G&C approval through September 30, 2021. **100% Federal Funds.**
- #93 Authorized to amend an existing subgrant with the NH Coalition Against Domestic and Sexual Violence, Concord, NH (originally approved by G&C on 6-7-17, item #137), from the Federal Victim of Crime Act Grant, by increasing the price limitation by \$941,109 from \$5,700,000 to \$6,641,109. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #94 Authorized to enter into a subgrant with the NH Department of Safety, Concord, NH, in an amount not to exceed \$237,900 from the Bureau of Justice Statistics, Office of Justice Programs entitled National Criminal History Improvement Program. Effective upon G&C approval through June 30, 2019. **100% Federal Funds.**
- #95 Authorized to amend an existing subgrant with the Child Advocacy Center of Rockingham County Inc., Portsmouth, NH (originally approved by G&C on 6-21-17, item #154), from the Federal Victim of Crime Act Grant, by increasing the price limitation by \$107,841 from \$225,000 to \$332,841. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #96 Authorized to amend existing subgrants with the subrecipients as detailed in letter dated February 26, 2019 (originally approved by G&C on 6-7-17, item #140), from the Federal Victim of Crime act grant, by increasing the price limitations by a total of \$455,555. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #97 Authorized to amend an existing subgrant with Child Advocacy Center Coos County (originally approved by G&C on 6-7-17, item #140), from the Federal Victim of Crime Act Grant, by increasing the price limitation by \$62,333 from \$225,000 to \$287,333. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #98 Authorized to amend existing subgrants with the subrecipients as detailed in letter dated February 26, 2019 (originally approved by G&C on 6-7-17, item #139), from the Federal Victim of Crime act grant, by increasing the price limitations by a total of \$143,568. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #99 Authorized to amend an existing subgrant with the Court Appointed Special Advocates of NH Inc., Manchester, NH (originally approved by G&C on 5-12-17, item #73), from the Federal Victim of Crime Act Grant, by increasing the price limitation by \$184,658 from \$825,000 to \$1,009,658. Effective **retroactive** to March 1, 2019 through June 30, 2020. **100% Federal Funds.**
- #100 Authorized to enter into subgrants with the organizations as detailed in letter dated February 12, 2019, in the amount of \$766,700 from the Federal Fiscal Year 2017 and Federal Fiscal Year 2018, US Department of Justice, Office on Violence Against Women, Violence Against Women Formula Grant for the purposes of providing services for women in NH who are victims of violent crimes. Effective **retroactive** to January 1, 2019 through December 31, 2019. **100% Federal Funds.**

DEPARTMENT OF ADMINISTRATIVE SERVICES

The Governor and Council on motion of Councilor Volinsky, seconded by Councilor Prescott acted as follows:

- #101 Authorized Financial Data Management to accept and expend \$20,000 from the NH Liquor Commission for the purpose of covering overtime by FDM personnel in support of the NHLC's NextGen Project and performing tasks as outlined in the memorandum of understanding (originally approved by G&C on 12-5-18, item #108). Effective upon G&C approval through December 31, 2019. **100% Agency Income.**
- #102 Authorized a Working Capital Warrant in the amount of \$500,000,000 to cover the payment of expenditures for the month of April 2019.

#103 Authorized an annual salary step increase for Gary Lunetta, Director of the Division of Procurement and Support Services at the Department of Administrative Services from Grade HH, Step 4 (\$101,156.12) to Grade HH. Step 5 (\$106,705.56). Effective March 1, 2019.

#104 Authorized the Division of Personnel's request for waiver of classification decisions. Effective upon G&C approval.

#105 Authorized the Bureau of Purchase and Property to exercise an option to extend a contract with NH #1 Rural Cellular Inc (US Cellular), Chicago, IL (originally approved by G&C on 6-29-16, item #133), for the provision of wireless cellular and data service. The terms and conditions and pricing structure remain the same. Effective April 1, 2019 through March 31, 2020.

#106 Authorized the Bureau of Purchase and Property to exercise an option to extend a contract with Sprint Solutions Inc., Overland Park, KS (originally approved by G&C on 10-5-16, item #46), for the provision of wireless cellular and data service. The terms and conditions and pricing structure remain the same. Effective April 1, 2019 through March 31, 2020.

#107 Authorized to enter into a **sole source** amendment to a current contract with Powerhouse Equipment & Engineering Co., Inc., Delanco, NJ (originally approved by G&C on 4-11-18, item #106), for portable steam boiler rental services, by extending the end date from April 30, 2019 to May 31, 2019, and by increasing the amount by \$71,150 from \$499,430 to \$570,580. **100% General Funds.**

#108 Authorized the Division of Public Works Design and Construction to enter into a contract with Meridian Construction Corp, Gilford, NH, for the Highway Maintenance Facility, Lisbon, NH, for a total price not to exceed \$3,475,401. (2)Further authorized the amount of \$70,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, for engineering services provided, bringing the total to \$3,545,401. Effective upon G&C approval through June 30, 2020. **100% Highway Funds.**

#109 Authorized the Division of Public Works Design and Construction to enter into a contract with D. L. King & Associates Inc., Nashua, NH, for the Special Housing Unit Door Control Software at the State of NH State Prison for Men, Concord, NH, for a total price not to exceed \$358,980. (2)Further authorized a contingency in the amount of \$39,170 for unanticipated mechanical expenses, bringing the total to \$398,150. (3) Further authorized the amount of \$20,000 for payment to the Department of Administrative Services, Bureau of Public Works Design and Construction, Capital Clerk for oversight and engineering services provided, bringing the total to \$418,150. Effective upon G&C approval through August 30, 2019. **100% Capital – General Funds.**

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The Next regular Governor and Executive Council meeting is scheduled for Wednesday March 27, 2019, at the State House, Concord, New Hampshire.

Honorable Board then Adjourned at 11:45 a.m.